# IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : CRIMINAL NO. 1:17-CR-181

:

v.

(JUDGE JONES III)

:

MAKR JOHNSON,

**DEFENDANT**: (ELECTRONICALLY FILED)

# MOTION FOR RECONSIDERATION OF DETENTION PENDING SENTENCING

AND NOW, this 17<sup>th</sup> day of June, 2018, the Defendant, Mark Johnson, by and through his undersigned counsel, Korey Leslie, Esquire, submits the following motion for reconsideration of detention pending sentencing. In support of this motion, the Defendant avers the following:

- 1. On June 7, 2017, the Defendant appeared before United States

  Magistrate Judge Martin C. Carlson for an Initial Appearance and entered a

  plea of not guilty to the Indictment. The Defendant was ordered detained

  at that time.
- 2. On May 14, 2018, the Defendant entered a guilty plea to Count I of the Indictment. This Court has set a presentence conference for September 27, 2018.

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3. The Defendant seeks reconsideration of the detention order at this

time.

4. The Defendant believes he can be released on House Arrest with

Electronic Monitoring. This would provide authorities with reasonable

assurance of the Defendant's whereabouts at all times. The Defendant will

be working full time upon his release.

5. Assistant United States Attorney William Behe was contacted

regarding this request. The government opposes the Defendant being

released from incarceration.

WHEREFORE, the Defendant, William Behe, respectfully requests a

hearing on his motion for reconsideration of pretrial detention.

Respectfully Submitted,

By: /s/Korey Leslie, Esquire

Thomas Korey Leslie, Esquire Korey Leslie, Attorney-at-Law, A Limited Liability Company PA BAR ID No. 90866

104 East King Street

York, PA 17401-2036

Phone: (717) 845-5353

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Date: June 17, 2018

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#### **CERTIFICATE OF NON-CONCURRENCE**

In accordance with Local Rule 7.1, I, Thomas Korey Leslie, Esquire, counsel for Mark Johnson, hereby certify that Assistant United States

Attorney William Behe does not concur in the request made in the foregoing Motion for Reconsideration of Detention Pending Sentencing.

Respectfully Submitted,

By: /s/Korey Leslie, Esquire

Thomas Korey Leslie, Esquire Korey Leslie, Attorney-at-Law, A Limited Liability Company PA BAR ID No. 90866 104 East King Street York, PA 17401-2036 Phone: (717) 845-5353

Fax: (717) 845-5005

Date: June 17, 2018 Email: korey@koreyleslie.com

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### **CERTIFICATE OF SERVICE**

I, Thomas Korey Leslie, Esquire, counsel for Mark Johnson, hereby certify that I have served, via e-delivery, the foregoing Motion for Reconsideration of Detention Pending Sentencing on Assistant United States Attorney William Behe.

Respectfully Submitted,

By: /s/Korey Leslie, Esquire

Thomas Korey Leslie, Esquire Korey Leslie, Attorney-at-Law, A Limited Liability Company PA BAR ID No. 90866 104 East King Street York, PA 17401-2036 Phone: (717) 845-5353

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Date: <u>June 17, 2018</u> Email: <u>korey@koreyleslie.com</u>